

ATTACHMENT C

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

COX COMMUNICATIONS LAS VEGAS, INC.,

Complainant,

v.

NV ENERGY, INC.,

Respondent.

Proceeding No. 14-267
File No. EB-14-MD-017

DECLARATION OF GARY AUVIL

I, GARY AUVIL, declare as follows:

1. I am the Director of Residential & Commercial Construction – Las Vegas for Cox Communications Las Vegas (“Cox”), with a general office address of 1700 Vegas Drive, Las Vegas, Nevada 89106. I make this Declaration in support of Cox’s Reply to Response to Pole Attachment Complaint in the above-captioned case. I know the following of my own personal knowledge, and if called as a witness in this action, I could and would testify competently to these facts under oath.

2. I have been employed by Cox for 10 years and have served as Director of Residential & Commercial Construction for two years. In this role, I have responsibility for Network Construction in Cox’s Las Vegas, Nevada cable system.

3. I have reviewed the allegations made in the Reply to Response to Pole Attachment Complaint filed in this proceeding as well as the exhibits and verify that they are true and correct to the best of my knowledge, information and belief.

4. Cox's independent research confirms that CenturyLink is not conducting loading analyses prior to overloading and is not overloading in compliance with Grade B (or in some cases Grade C) standards. Attached hereto as Exhibit 1 are loading calculations conducted by Par Electric demonstrating that CenturyLink recently overloaded its facilities on seven NVE poles that failed Grade B prior to CenturyLink's overloading.

5. In investigating the allegations raised by NVE in the Response, Cox learned that CenturyLink has very recently overloaded to NVE poles that are not NESC compliant. The photographs attached at Exhibit 2 depict serious uncorrected NESC infractions on NVE poles to which CenturyLink has recently overloaded.

6. Cox – not NVE – pays for the loading studies conducted in connection with Cox's applications to overload facilities attached to NVE's poles.

7. Cox requires all poles in a given pole line to be approved in order for it to effectively deploy its facilities.

8. I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct to the best of my knowledge.

By: 
Gary Auvil

Dated: February 20, 2015

GARY AUVIL

EXHIBIT 1

Poles Recently Overlashed by CenturyLink

Grade B - light	1 - P6302		2 - P6001		3 - P5992		4 - P5993		5 - P5994	
	Existing	Proposed	Existing	Proposed	Existing	Proposed	Existing	Proposed	Existing	Proposed
Maximum Pole Capacity Utilization Percent	100.8%	59.9%	115.1%	115.4%	121.7%	124.0%	76.5%	78.2%	64.2%	65.7%
Grade C - light	60.2%	35.8%	71.1%	71.7%	69.1%	70.4%	42.9%	43.8%	37.3%	38.1%

Grade B - light	6 - P5995		7 - P5998		8 - P5990		9 - P6007		10 - P76767	
	Existing	Proposed	Existing	Proposed	Existing	Proposed	Existing	Proposed	Existing	Proposed
Maximum Pole Capacity Utilization Percent	95.5%	97.1%	101.9%	103.8%	69.1%	70.0%	65.9%	61.0%	90.9%	91.9%
Grade C - light	58.8%	59.6%	57.9%	58.9%	39.9%	40.4%	37.1%	34.8%	51.9%	52.4%

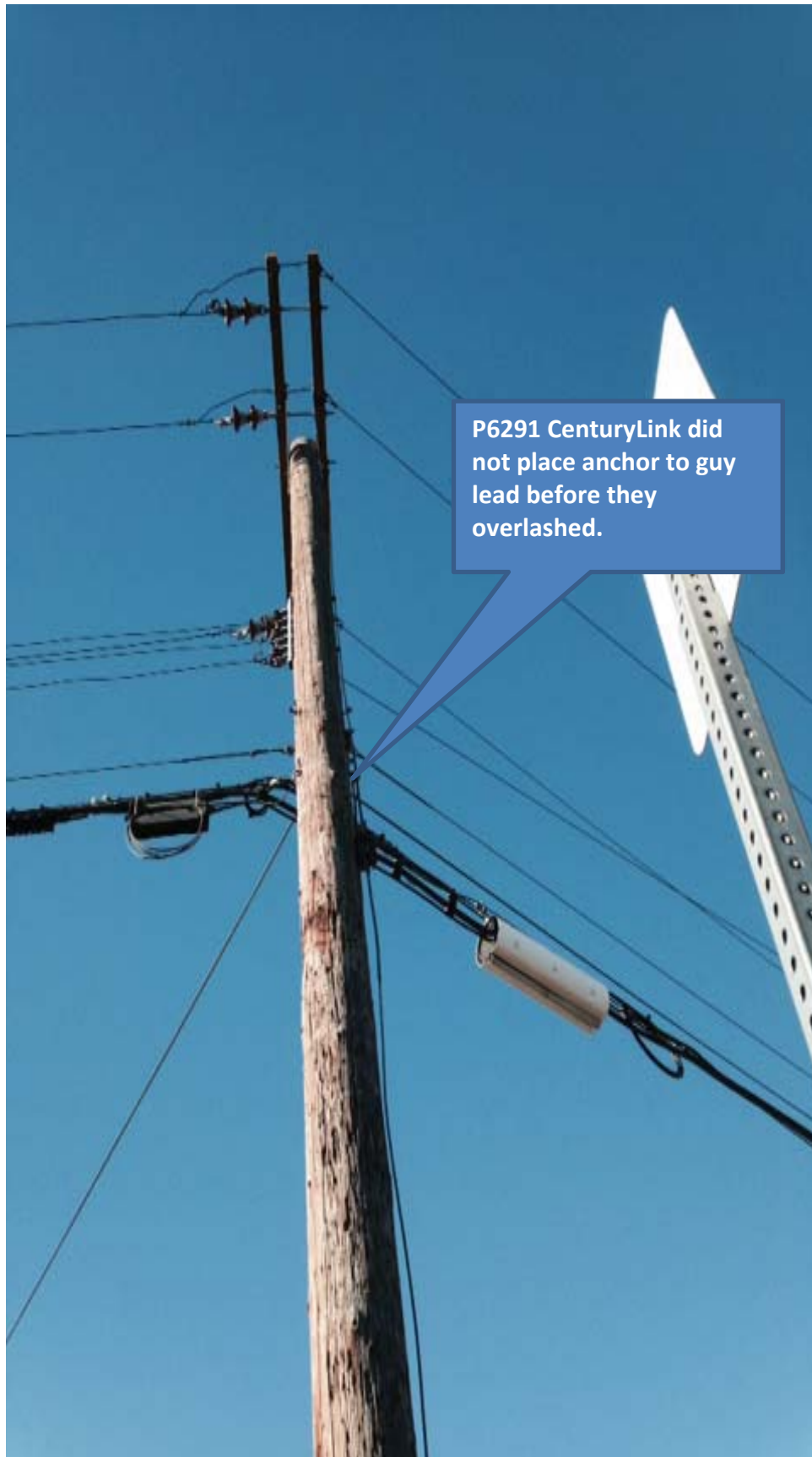
Grade B - light	11 - P6009		12 - P6010		13 - P6011		14 - P6012		15 - P59750	
	Existing	Proposed	Existing	Proposed	Existing	Proposed	Existing	Proposed	Existing	Proposed
Maximum Pole Capacity Utilization Percent	48.1%	48.8%	45.1%	45.9%	386.7%	389.6%	52.7%	54.3%	88.3%	90.5%
Grade C - light	29.7%	30.0%	24.9%	25.3%	227.0%	228.6%	28.6%	29.5%	47.7%	48.9%

Grade B - light	16 - P1_0680		17 - P63219		18 - P59751		19 - P5978		20 - P27632	
	Existing	Proposed	Existing	Proposed	Existing	Proposed	Existing	Proposed	Existing	Proposed
Maximum Pole Capacity Utilization Percent	49.8%	50.4%	58.6%	58.6%	101.7%	101.8%	130.2%	130.1%	122.5%	122.5%
Grade C - light	27.1%	27.4%	34.9%	34.9%	54.9%	54.9%	71.8%	71.7%	65.9%	65.9%

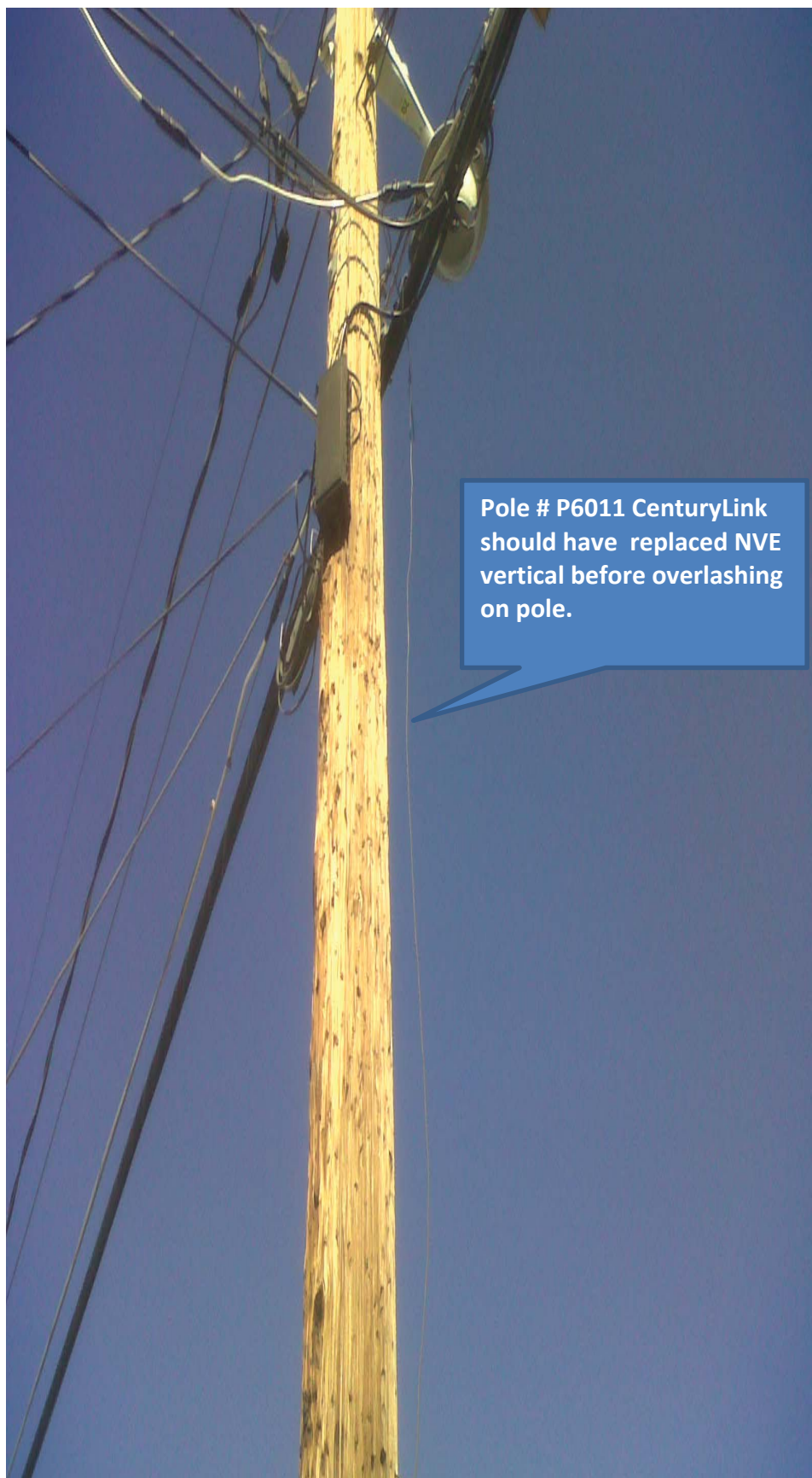
NOTE: Pole number P6302 went from 100.8% to 59.9% after Par Electric places down guy on NVE facilities.

GARY AUVIL

EXHIBIT 2



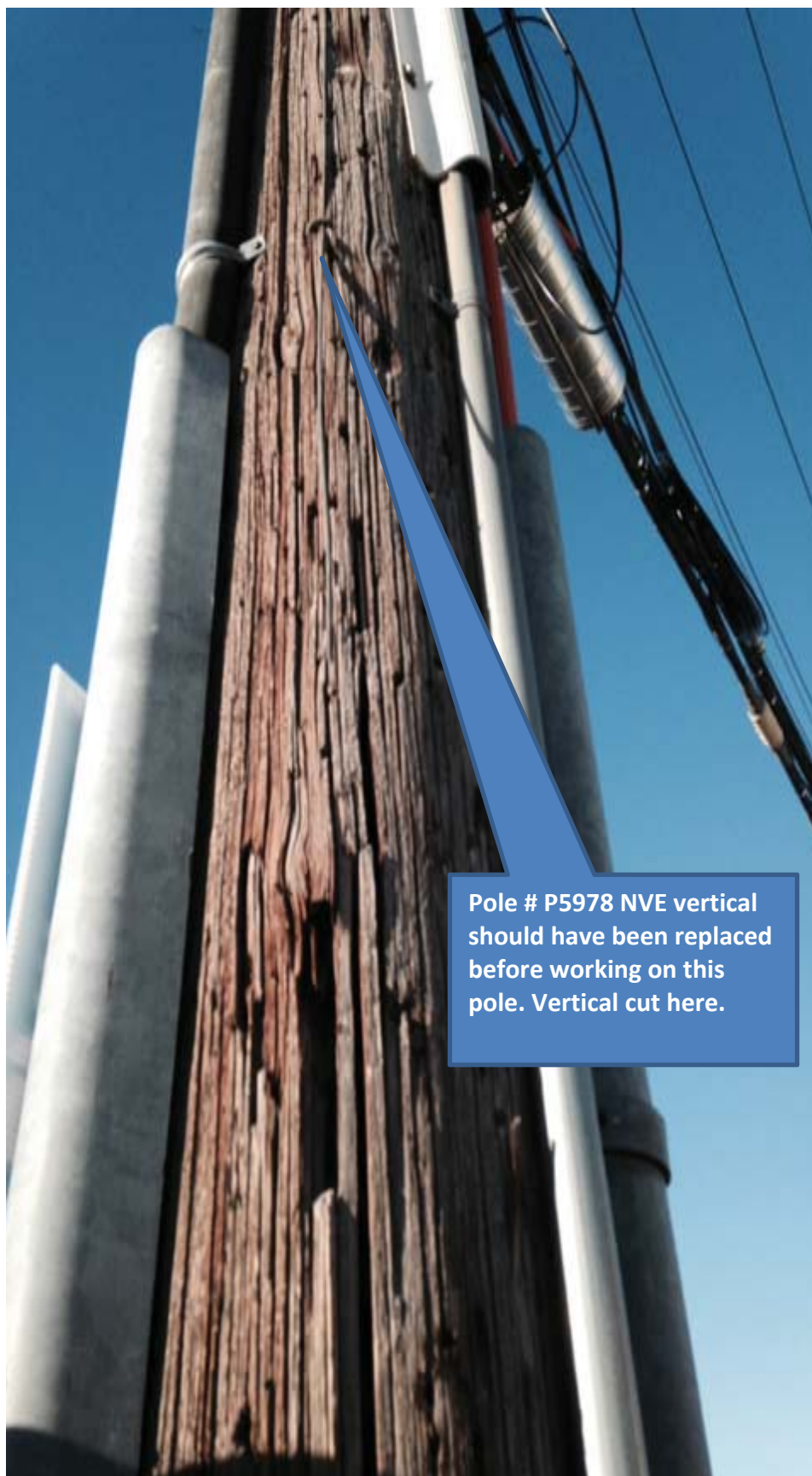




Pole # P6011 CenturyLink should have replaced NVE vertical before overlashing on pole.







Pole # P5978 NVE vertical should have been replaced before working on this pole. Vertical cut here.

New CenturyLink splice
can on Span between
Pole # P5978 & P27632

